REQUEST **FOR**

Application Number: Filing Date:

09/854,979

CONTINUED EXAMINATIO Subsection (b) of 35 U.S.C. § 132, effective on May 22 First Named Inventor.

May 14, 2001 Lekuch et al!

Joanne A. Romaniello NAME

Group Art Unit:

2675 Nguyen

Provides for continued examination of a utility or plant

Examiner Name:

YOR920000700US3

Application filed on or after June 8, 1995.

Attorney Docket Number: Confirmation No.:

9085

See The American Inventors Protection Act of 1999 (AIPA)

CUSTOMER NO.:

27623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application. 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

a. Previously submitted i. Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on
on
referred to above will be entered). Consider the arguments in the Appeal Brief or Reply Brief previously filed ified on
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b. XXXX Enclosed
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b. XXXX Enclosed i. XXXXX Amendment/Reply ii. Affidavit(s)/Declaration(s) iii. Information Disclosure Statement (IDS) and PTO-1449 iv. Other 2. Miscellaneous a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required) b. Other 3. Fees The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed. a. XXXX The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. 50-0513. i. XXXXX RCE fee (\$770.00) required under 37 C.F.R. §1.17(e) ii. Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17) iii. Other
b. XXXX
i. XXXXX Amendment/Reply ii Affidavit(s)/Declaration(s) iii Information Disclosure Statement (IDS) and PTO-1449 Other Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required) b. Other The RCE fee Under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed. a. XXXX
ii.
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ii. Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17) iii. Other
iii. Other
b. Check in the amount of \$ enclosed
c. Payment by credit card (Form PTO-2038 enclosed)
August 18, 2004 Date of Signature Robert R. Hubbard Attorney for Applicant(s) Ohlandt, Greeley, Ruggiero & Perle, L.L.P. One Landmark Square, 10 th Floor Stamford, Connecticut 06901-2682 Registration No. 22,438 Telephone: (203) 327-4500
Telefax: (203) 327 6401
CERTIFICATE OF MAILING Liberalty continue that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to

Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 18, 2004.